

# Order

Michigan Supreme Court  
Lansing, Michigan

October 5, 2011

Robert P. Young, Jr.,  
Chief Justice

142686-7(82)

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

ANTHONY S. PECORARO,  
Plaintiff-Appellant,

v

SC: 142686-7  
COA: 293355; 293445  
Wayne CC Family Div:  
08-160479-DC

GINA ROSTAGNO-WALLAT,  
Defendant-Appellee,

and

JEFFREY C. WALLAT,  
Defendant-Appellee.

On order of the Court, the motion for reconsideration of this Court's June 3, 2011 order is considered, and it is DENIED, there being no majority in favor of granting reconsideration.

CAVANAGH and HATHAWAY, JJ., would grant reconsideration and, on reconsideration, would grant leave to appeal.

MARILYN KELLY, J., would grant reconsideration and, on reconsideration, would grant leave to appeal for the reasons set forth in her dissenting statement in this case, 489 Mich 951 (2011).

ZAHRA, J., did not participate because he was on the Court of Appeals panel.



d0928

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

October 5, 2011

*Corbin R. Davis*

Clerk